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July 15, 2009

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Art Unit 1633

Attn: Mail Stop AF

Re: U.S. Utility Patent Application
Application No. 10/521,313; § 371(c) Date: January 14, 2005
For: HER-2 NEU DNA VACCINE HAVING ANTI-CANCER ACTIVITY
Inventors: LEE *et al.*
Our Ref: 2298.0080002/EJH/BNC

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Petition for Extension of Time Under 37 C.F.R. § 1.136(a);
2. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (PTO/SB/31);
3. Online Credit Card Payment Authorization in the amount of **\$825.00** to cover:

\$270.00 - Notice of Appeal fee; and
\$555.00 - Extension of Time fee.

The above-listed documents are filed electronically through EFS-Web.

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents
July 15, 2009
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Fee payment is provided through online credit card payment. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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EJH/BNC/pcd
Encls.

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